

**REMARKS**

Applicant submits this Response in response to the Office Action mailed April 20, 2009. No amendments have been made. Applicant thanks the Examiner for continuing to indicate the allowability of claims 2-4, 6-8, 10-12, 16 and 32-39.

In paragraph 2 of the Office Action, the Examiner noted that the information disclosure statement filed on October 24, 2008 failed to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP 609 because the 1449 form was missing. However, a review of the USPTO "PAIR" records for this application indicates that a USPTO form SB/08 containing citations of patent references was submitted with Applicant's Information Disclosure Statement on October 24, 2008. A copy of Applicant's filing on October 24, 2008, is attached hereto for the Examiner's reference (as downloaded from the PAIR Image File Wrapper). These materials include the EFS confirmation receipt indicating the submission of the SB/08 form. Applicant therefore believes that the Information Disclosure Statement filed on October 24, 2008, complied with the relevant rules and patent office procedures for citation of references for consideration, and such references should have been considered by the Examiner in this application. Applicant respectfully requests consideration of the references identified on the SB/08 as submitted, and an indication in the next action on the merits of such consideration by the Examiner. As Applicant complied with applicable rules and patent office procedures, no fees should be required.

**CONCLUSION**

In view of the foregoing, Applicant respectfully submits that the pending claims are in condition for allowance. Reconsideration and allowance are respectfully requested. If there are any outstanding issues which need to be resolved to place the application in condition for allowance, the Examiner is invited to contact Applicant's undersigned representative by phone at the number indicated below to discuss such issues.

Respectfully submitted,

Date: July 30, 2009

/Joseph R. Palmieri/

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908-559-5607

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## Electronic Acknowledgement Receipt

<b>EFS ID:</b>	4177010
<b>Application Number:</b>	10083822
<b>International Application Number:</b>	
<b>Confirmation Number:</b>	6524
<b>Title of Invention:</b>	METHOD AND APPARATUS FOR UNIFIED COMMUNICATION MANAGEMENT VIA INSTANT MESSAGING
<b>First Named Inventor/Applicant Name:</b>	Shaygan Kheradpir
<b>Customer Number:</b>	32127
<b>Filer:</b>	Joseph R. Palmieri/Angela Trafton
<b>Filer Authorized By:</b>	Joseph R. Palmieri
<b>Attorney Docket Number:</b>	01-1004
<b>Receipt Date:</b>	24-OCT-2008
<b>Filing Date:</b>	27-FEB-2002
<b>Time Stamp:</b>	23:08:49
<b>Application Type:</b>	Utility under 35 USC 111(a)

### Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	\$810
RAM confirmation Number	4485
Deposit Account	072347
Authorized User	

### File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Information Disclosure Statement (IDS) Filed (SB/08)	01-1004_US_IDS_Form__SB_08 a_10-24-2008.pdf	575513 <small>0db8eed11f3084b7763533f1039f5ce4a62c fd6</small>	no	6
<b>Warnings:</b>					
<b>Information:</b>					
2	Information Disclosure Statement Letter	01-1004_IDS_certification_stat ment_10-24-2008.pdf	671237 <small>cc408e31c381f9e9074eb482e202b1bd56 451fe</small>	no	2
<b>Warnings:</b>					
<b>Information:</b>					
3	Request for Continued Examination (RCE)	01-1004_RCE_10-24-2008.pdf	588305 <small>62086ed017a4e93dc92d9e91c4e33b3104 fcd8b</small>	no	1
<b>Warnings:</b>					
This is not a USPTO supplied RCE SB30 form.					
<b>Information:</b>					
4	Fee Worksheet (PTO-06)	fee-info.pdf	30413 <small>7e8f2c1ab11ae19718e9d60543dc0425c72 828c3</small>	no	2
<b>Warnings:</b>					
<b>Information:</b>					
<b>Total Files Size (in bytes):</b>			1865468		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><b><u>New Applications Under 35 U.S.C. 111</u></b>          If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><b><u>National Stage of an International Application under 35 U.S.C. 371</u></b>          If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><b><u>New International Application Filed with the USPTO as a Receiving Office</u></b>          If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					

## Electronic Patent Application Fee Transmittal

<b>Application Number:</b>	10083822			
<b>Filing Date:</b>	27-Feb-2002			
<b>Title of Invention:</b>	METHOD AND APPARATUS FOR UNIFIED COMMUNICATION MANAGEMENT VIA INSTANT MESSAGING			
<b>First Named Inventor/Applicant Name:</b>	Shaygan Kheradpir			
<b>Filer:</b>	Joseph R. Palmieri/Angela Trafton			
<b>Attorney Docket Number:</b>	01-1004			
Filed as Large Entity				
<b>Utility under 35 USC 111(a) Filing Fees</b>				
<b>Description</b>	<b>Fee Code</b>	<b>Quantity</b>	<b>Amount</b>	<b>Sub-Total in USD(\$)</b>
<b>Basic Filing:</b>				
<b>Pages:</b>				
<b>Claims:</b>				
<b>Miscellaneous-Filing:</b>				
<b>Petition:</b>				
<b>Patent-Appeals-and-Interference:</b>				
<b>Post-Allowance-and-Post-Issuance:</b>				
<b>Extension-of-Time:</b>				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
<b>Miscellaneous:</b>				
Request for continued examination	1801	1	810	810
<b>Total in USD (\$)</b>				<b>810</b>